

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

EL 803529505US  
"Express Mail" label mailing number11/15/05  
Date of Deposit

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF  
MARTIN KUNZ ET AL.

Group Art Unit:

Examiner:

INTERNATIONAL APPLICATION NO. PCT/EP EP  
03/51008

FILED: December 15, 2003

FOR: METHOD FOR FORMING FUNCTIONAL  
LAYERS

U.S. APPLICATION NO: 10/538,893

35 USC 371 DATE: JUNE 14, 2005

MAIL STOP: PCTCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450LETTER

Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), dated November 4, 2005 (a copy of which is enclosed). Applicants submit herewith a properly signed declaration in compliance with 37 CFR 1.63.

Please charge Deposit Account No. 03-1935 for the \$130.00 surcharge fee and any additional fees required.

A triplicate copy of this letter is provided for charging purposes.

11/15/2005 LEXANDRIA 00000035 031935 10538893

01 FEB 2007 130.00 DA

Ciba Specialty Chemicals Corporation  
Patent Department  
540 White Plains Road  
P.O. Box 2005  
Tarrytown, NY 10591-9005  
(914) 785-2768  
PTO FORM and Declaration

Respectfully submitted,

Shiela A. Loggins  
Agent for Applicants  
Reg. No. 56,221



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/538,893	FIRST NAMED APPLICANT Martin Kunz RECEIVED Andrea DeCecchis	ATTY. DOCKET NO. 11/2-22989/INP 2/PCT
---	--	--

324  
CIBA SPECIALTY CHEMICALS CORPORATION  
PATENT DEPARTMENT  
540 WHITE PLAINS RD  
P O BOX 2005  
TARRYTOWN, NY 10591-9005

NOV 8 2005

Docket Coordinator  
Patent Department

INTERNATIONAL APPLICATION NO.

PCT/EP03/51008

I.A. FILING DATE

PRIORITY DATE

12/15/2003

12/20/2002

CONFIRMATION NO. 5149

371 FORMALITIES LETTER



\*OC000000017396098\*

Date Mailed: 11/04/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/14/2005
- Copy of the International Search Report filed on 06/14/2005
- Copy of IPE Report filed on 06/14/2005
- Preliminary Amendments filed on 06/14/2005
- Information Disclosure Statements filed on 09/02/2005
- Request for Immediate Examination filed on 06/14/2005
- U.S. Basic National Fees filed on 06/14/2005
- Priority Documents filed on 06/14/2005

DOCKETED

The applicant needs to satisfy supplemental fees problems indicated below

FOR: Jan. 4, 2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

11/2-22989/INP 2/PCT

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,893	PCT/EP03/51008	11/2-22989/INP 2/PCT